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Docket No.: 09610/0202789-US0

SEP 0 1 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In reapplication of:

Yoshio Onoda

Serial No.:

10/537,277

Filed:

Max 27, 2005

For:

CAP FOR CANNED DRINKS

September 1, 2005

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This Information Disclosure Statement is submitted in accordance with 37 C.F.R. 1.97, 1.98, and it is requested that the information set forth in this statement and in the listed documents be considered during the pendancy of the above-identified application, and any other application relying on the filing date of the above-identified application or cross-referencing it as a related application.

1. This IDS should be considered, in accordance with 37 C.F.R. 1.97, as it

is filed:

(Check one of the boxes A-D)

[X]A. Within three months of the filing date of the above-identified national application or within three months of the entry into the national stage of the above-identified international application.

B. before the mailing date of a first office action on the merits, of a first office action after filing a request for continued examination.

[] C. after (A) and (B) above, but before final rejection or allowance, and Applicants have made the necessary statement in box "i" below or paid the necessary fee in box "ii" below.

(check one of the boxes "i" and "ii" below:)

ALL REFERENCES CONSIDERED EXCEPT WHERE LINED THROUGH. /N.W./

#4

- [] i. Counsel states that, upon information and belief, each item of information listed herein was either (a) first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this IDS; or (b) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three
- ii. A check for the fee set forth in 1. 17(p), presently believed to be \$180, is enclosed.

months prior to the filing of this IDS.

- [] D. after (A), (B) and (C) above, but before payment of the issue fee: Applicant petitions under 37 C.F.R. 1.97(d) for the consideration of this IDS. Under 37 CFR 1.17(i) a check in the amount of \$180.00 is enclosed. Counsel certifies that, upon information and belief, each item of information isted herein was either (i) cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the IDS; or (ii) was not cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the undersigned after making reasonable inquiry, was not known to any individual designated in 1.56(c) more than three months prior to the filing of this IDS.
- 2. In accordance with 37 C.F.R. 1.98, this IDS includes a list (e.g., form PTO/SB/08) of all patents, publications, or other information submitted for consideration by the office, either incorporated into this IDS or as an attachment hereto. A copy of each document listed is attached, except as explained below.

(check boxes A, B and or C and fill in blanks, if appropriate.)

[] A. Pursuant to the Notice issued by the United States Patent and Trademark Office dated July 11, 2003 waiving the requirements of 37 C.F.R. § 1.98(a)(2)(i), a copy/copies of the United States Patent on PTO/SB08 is/are not being submitted.

Document(s) ______ is (are) deemed substantially cumulative to document(s) _____, and, in accordance with 1.98(c), only a copy of each of the latter documents is exclosed.

[] C. Certain documents were previously cited by or submitted to the Office in the following prior applications, which are relied upon under 35 U.S.C. 120:

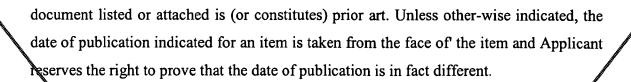
[SERIAL NO. & FILING DATE].



Applicant identifies these documents by attaching hereto copies of the forms PTO-892, PTO-1449 and/or PTO/SB/08 from the files of the prior application(s) or a fresh PTO/SB/08 listing these documents, and request that they be considered and made of record in accordance with 1.98(d). Per 37 CFR 1.98(d), copies of these documents need not be filed in this application.

not be in this ap	pheadon.
[X] 3. Cite 1	Nos. BA, BB, BC and BD are not in the English language. In
accordance with 1.98	(c), Applicant states:
[X]	An English translation of each document (or of the pertinent partions thereof), or a copy of each corresponding English-language patent or application, or English-language abstract (or claim is enclosed.
0	The requirement for a concise explanation of the relevance of any foreign language document is satisfied by the attached search report; citation of the documents ofted in the search report shall not be construed as an admission that they are or are considered to be, material to patentability of the subject matter claimed herein (See MPEP §609).
0	A concise explanation of the relevance of document(s) is set form as follows: [Insert concise explanation of relevance]
[]	A concise explanation of the relevance of document(s) can be found on page(s) of the specification.
0	A concise explanation of document(s) can be found on the attached sheet.
[] 4. No explanation of relevance is necessary for documents in the English	
language (see reply to	o Comments 67 in the preamble to the final rules; 1135 OG 13 at 20).
[] 5. Other ip	ormation being provided for the examiner's consideration follows:
[A/An	Search Report, dated, which issued during
the prosecution of	Application No which corresponds to the
present application.]	

6. In accordance with 37 C.F.R. 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search has been made or that information cited is, or is considered to be, material to patentability as defined in §1.56 (b), or that any cited



CROSS REFERENCE UNDER 37 C.F.R. (1.78 TO RELATED APPLICATIONS

Pursuant to 37 C.F.R. (1.78, Applicant notes that the above-identified patent application may be related to the following U.S. Patent Applications:

(1) U.S. Patent Application Serial No _____, filed _____

Early and favorable consideration is earnestly solicited.

Respectfully submitted,

September 1, 2005

Joseph R. Robinson

Registration No. 33,448

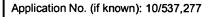
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(212) 52 7700



Attorney Docket No.: 09610/0202789-US0

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Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Information Disclosure Statement (4 pages)

PTO \$B/08 (1 page) 4 References

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